

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367
Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-17-087/094
KS-Q-17-071/074
KS-NQ-17-008

Beginning Date: June 15, 2017
Comments Due: July 15, 2017

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-17-087

Application(s) for New or Expansion of Existing Swine Facilities

Name and Address of Applicant

Bruce Livingston
500 4th Street
Fairbury, NE 68352

Owner of Property Where Facility Will Be Located

Livingston Enterprises, Inc.
500 4th Street
Fairbury, NE 68352

Legal Description

SW/4 of Section 03
T01S, R02E
Washington County

Receiving Water

Big Blue River Basin

Kansas Permit No.: A-BBWS-S065

This is notification KDHE has received a complete permit application for the operation of a swine waste management facility capable of housing 2,499 head (999.6 animal units) of swine weighing more than 55 pounds each. The complete application can be viewed at the office of the Washington County Clerk, the KDHE North Central District Office in Salina, Kansas or the KDHE Main Office in Topeka, KS. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

Public Notice No. KS-AG-17-088/094**Pending Permits for Confined Feeding Facilities****Name And Address of Applicant****Legal Description****Receiving Water**

Willem Vanderknaap
Deerfield Dairy, LLC
18080 80th Avenue
Coopersville, MI 49404

SE/4 of Section 05
T23S, R35W
Kearny County

Upper Arkansas River
Basin

Kanas Permit No.: A-UAKE-D002

Federal Permit No.: KS0094641

This permit is being reissued for an expanding facility for 6,000 head (8,400 animal units) of mature dairy cattle and 10,000 head (10,000 animal units) of dairy cattle weighing greater than 700 pounds. The permit contains modifications consisting of new pens, manure/feed storage area, sediment basin, and retention structure. The head count represents an increase in the permitted animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Dale Carter
River Bend Feed Yard, Inc.
P.O. Box 448
Ulysses, KS 67880

E/2 & SW/4 of Section 16
T31S, R38W
Stevens County

Cimarron River Basin

Kansas Permit No.: A-CISV-C001

Federal Permit No.: KS0037648

This is a renewal permit for an existing facility for 15,500 head (15,500 animal units) of cattle. There is no change in the permitted number of animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Greg Wolf
Greg Wolf – Hill Facility
695 N. 180th Road
Bennington, KS 67422

NE/4 of Section 31
T11S, R02W
Ottawa County

Solomon River Basin

Kansas Permit No.: A-SOOT-C004

Federal Permit No.: KS0091979

This is a renewal permit for an existing facility for 2,500 head (1,250 animal units) of cattle weighing less than 700 pounds. There is no change in the permitted number of animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Bradley Waters
Waters Farm
2285 Road P
Bird City, KS 67731

NE/4 of Section 24
T03S, R39W
Cheyenne County

Upper Republican River
Basin

Kansas Permit No.: A-URCN-B002

This is a renewal permit for an existing facility for 980 head (980 animal units) of cattle weighing more than 700 pounds. There is no change in the permitted animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Paul McRae
Northglen Farms
1616 Locust Grove Road
Hays, KS 67601

NW/4 of Section 34
T12S, R18W
Ellis County

Smoky Hill River
Basin

Kansas Permit No.: A-SHEL-B004

This is a renewal permit for an existing facility for 760 head (380 animal units) of cattle weighing less than 700 pounds. There is no change in the permitted animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Dan Ochs
2001 W Rd 90 South
Grainfield, KS 67737

SE/4 of Section 30
T09S, R28W
Sheridan County

Saline River Basin

Kansas Permit No.: A-SASD-B007

This is a renewal permit for an existing facility for 100 head (100 animal units) of cattle weighing more than 700 pounds and 100 head (50 animal units) of cattle weighing less than 700 pounds. The number of cattle have been reduced from 999 animal units to 150 animal units. The open lots have been reduced from approximately 2.8 acres to approximately 1.2 acres. This facility has an approved Waste Management Plan on file with KDHE.

Paul Woydziak, Manager
Roger F. Murphy Irrevocable Trust
355 NW 30th Avenue
Great Bend, KS 67530

NW/4 of Section 02
T19S, R14W
Barton County

Upper Arkansas River
Basin

Kansas Permit No.: A-UABT-C005

Federal Permit No.: KS0088536

This is a renewal permit for an existing facility for 1,350 head (1,350 animal units) of cattle. There is no change in the permitted number of animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Public Notice No. KS-Q-17-071/074

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28 (b-g), and Federal Surface Water Criteria.

NAME AND ADDRESS OF APPLICANT

Educational Facilities Authority of
Butler County
c/o City of El Dorado
220 E. First Street

RECEIVING STREAM

Walnut River via
Unnamed Wetland Tributary
of Constant Creek

TYPE OF DISCHARGE

Groundwater
Remediation Project

El Dorado, KS 67042

Kansas Permit No.: I-WA09-PO21

Federal Permit No.: KS0100447

Legal Description: NE¼, SW¼, SW¼, S3, T26S, R5E, Butler County, KS

The proposed action is to reissue an existing permit for discharge during a groundwater remediation project. Hydrocarbon contaminated groundwater has migrated to the ground surface during construction of a new sports stadium in an area located within the stadium track footprint. The contaminated groundwater will be collected within a trench system, treated with an oil/water separator, and discharged. The proposed permit contains limits for oil & grease, as well as monitoring for Diesel Range Organics, tank oil depth readings, and flow.

FUCHS Lubricants Co.
2140 S 88th Street
Kansas City, KS 66111

Kansas River via
Storm Sewer

Non-Contact
Cooling Water

Kansas Permit No.: I-KS27-CO09

Federal Permit No.: KS0086665

Legal Description: SE¼, S30, T11S, R24E, Wyandotte County, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility blends oils and produces grease for lubricants. One water well operates continuously to supply non-contact cooling water to the facility. No chemical additives are used. Non-contact cooling water and unused well water is discharged to Outfall 001A1. The proposed permit requires monitoring for total suspended solids and total phosphorus.

Hoisington, City of
PO Box 418
Hoisington, KS 67544

Blood Creek via
Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No.: M-AR45-OO01

Federal Permit No.: KS0022454

Legal Description: N½, NW¼, S10, T18S, R13W, Barton County, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, and pH. Contained in the permit is a schedule of compliance requiring the permittee to upgrade facility as necessary to consistently meet permit limits by January 1, 2018.

Martin Marietta Aggregates
7381 W 133rd St, Bldg. 4, Suite 401
Overland Park, KS 66213

Fall River via Salt Creek
via Severy City Lake
via Unnamed Tributary

Pit De-Watering &
Stormwater Runoff

Kansas Permit No.: I-VE34-PO01

Federal Permit No.: KS0090263

Legal Description: E½, S10, N½, S11 & S14, T28S, R11E, Greenwood County and
N½ and SE¼, S22 and S23, T28S, R11E, Elk County, KS

Facility Name: Severy/Blake Quarry

The proposed action is to reissue an existing permit for discharge during quarrying operations. This facility is engaged in a limestone quarrying and crushing operation, which washes rock. However, all wash water is treated by a large on-site sedimentation pond and is recycled, so no discharge of wash water occurs. Outfalls 001, 002, 003, and 004 consist of pit water and storm water runoff. The proposed permit contains generic language to protect Waters of the State.

Public Notice No. KS-NQ-17-008

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-g).

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>LEGAL LOCATION</u>	<u>TYPE OF DISCHARGE</u>
Jefferson County Commission 1212 Walnut Oskaloosa, KS 66066	NW $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$, S14, T10S, R17E, Jefferson County, KS	Non-Overflowing

Kansas Permit No.: M-KS56-NO04

Federal Tracking No.: KSJ000175

Facility Name: Jefferson County Sewer District #3

This action consists of reissuing an existing Kansas Water Pollution Control Permit for existing non-overflowing facility. Contained in the permit is a schedule of compliance requiring the permittee to submit and acceptable operations report and facility evaluation and upgrade facility as needed to bring the facility into consistent compliance with the permit.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **July 15, 2017**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-17-087/094, KS-Q-17-071/074, KS-NQ-17-008) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application. If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.